

\_\_\_\_\_Published in The Wichita Eagle, **April 10, 2009**

ORDINANCE NO. 48-287

AN ORDINANCE LEVYING ASSESSMENTS ON LOTS, PIECES AND PARCELS OF LAND IN THE CITY OF WICHITA, KANSAS, FOR THE PURPOSE OF PAYING A PORTION OF THE COST OF **IMPROVING 44TH STREET SOUTH, ST. PAUL, ST. PAUL CT., & CHASE, INCLUDING CUL-DE-SAC, TO SERVE LAGACY 3RD ADDITION, (PROJECT NO. 490-154/472-84527)**

WHEREAS, pursuant to the proceedings regularly had according to law, contracts have been let for the following improvement in the City of Wichita, Kansas: **IMPROVING 44TH STREET SOUTH, ST. PAUL, ST. PAUL CT., & CHASE, INCLUDING CUL-DE-SAC, TO SERVE LAGACY 3RD ADDITION**, and such contracts have been duly performed, and

WHEREAS, the Governing Body has determined that the total cost of such improvement is **\$539,500.00** and that **\$539,500.00** be assessed against the improvement district and **\$0.00** be paid by the City at large, and

WHEREAS, said Governing Body has, after due notice, met and determined the amount of such special assessments.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS:

SECTION 1. Special assessments to pay the cost of said improvement as authorized by **Resolution No. 07-196 rescinded by 07-494**, adopted **March 13, 2007 & September 11, 2007**, and published **March 16, 2007 & September 14, 2007**, be and the same are hereby levied against the several lots, pieces and parcels of land liable for special assessment for said improvement as follows:

LEGAL OF PARCEL IN BENEFIT DISTRICT	ASSESSMENT
LOT 1	9,633.95
BLOCK 1	
LEGACY 3RD ADD	
LOT 2	9,633.95
BLOCK 1	
LEGACY 3RD ADD	
LOT 3	9,633.95
BLOCK 1	
LEGACY 3RD ADD	
LOT 4	9,633.95

BLOCK 1		
LEGACY 3RD ADD		
LOT 5	9,633.95	
BLOCK 1		
LEGACY 3RD ADD		
LOT 6	9,633.95	
BLOCK 1		
LEGACY 3RD ADD		
LOT 7	9,633.95	
BLOCK 1		
LEGACY 3RD ADD		
LOT 8	9,633.95	
BLOCK 1		
LEGACY 3RD ADD		
LOT 9	9,633.95	
BLOCK 1		
LEGACY 3RD ADD		
LOT 1	9,633.95	
BLOCK 2		
LEGACY 3RD ADD		
LOT 2	9,633.95	
BLOCK 2		
LEGACY 3RD ADD		
LOT 3	9,633.95	
BLOCK 2		
LEGACY 3RD ADD		
LOT 1	9,633.95	
BLOCK 3		
LEGACY 3RD ADD		
LOT 2	9,633.95	
BLOCK 3		
LEGACY 3RD ADD		
LOT 3	9,633.95	
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LEGACY 3RD ADD		
LOT 4	9,633.95	
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LEGACY 3RD ADD		
LOT 5	9,633.95	
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LEGACY 3RD ADD		
LOT 6	9,633.95	
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LOT 7	9,633.95	
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LOT 8	9,633.95	
BLOCK 3		
LEGACY 3RD ADD		
LOT 9	9,633.95	
BLOCK 3		

LEGACY 3RD ADD	
LOT 10	1,926.79
BLOCK 3	
LEGACY 3RD ADD	
LOT 11	1,926.79
BLOCK 3	
LEGACY 3RD ADD	
LOT 12	1,926.79
BLOCK 3	
LEGACY 3RD ADD	
LOT 13	1,926.79
BLOCK 3	
LEGACY 3RD ADD	
LOT 14	1,926.79
BLOCK 3	
LEGACY 3RD ADD	
LOT 15	1,926.79
BLOCK 3	
LEGACY 3RD ADD	
LOT 16	1,926.79
BLOCK 3	
LEGACY 3RD ADD	
LOT 17	1,926.79
BLOCK 3	
LEGACY 3RD ADD	
LOT 18	1,926.79
BLOCK 3	
LEGACY 3RD ADD	
LOT 19	1,926.79
BLOCK 3	
LEGACY 3RD ADD	
LOT 20	1,926.79
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LEGACY 3RD ADD	
LOT 21	1,926.79
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LEGACY 3RD ADD	
LOT 22	1,926.79
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LOT 23	1,926.79
BLOCK 3	
LEGACY 3RD ADD	
LOT 24	1,926.79
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LEGACY 3RD ADD	
LOT 25	1,926.79
BLOCK 3	
LEGACY 3RD ADD	
LOT 26	1,926.79
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LEGACY 3RD ADD	

LOT 27	1,926.79
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LEGACY 3RD ADD	
LOT 1	1,926.79
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LOT 2	1,926.79
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LOT 3	1,926.79
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LOT 4	1,926.79
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LOT 5	1,926.79
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LEGACY 3RD ADD	
LOT 6	1,926.79
BLOCK 4	
LEGACY 3RD ADD	
LOT 7	1,926.79
BLOCK 4	
LEGACY 3RD ADD	
LOT 8	1,926.79
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LOT 9	1,926.79
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LEGACY 3RD ADD	
LOT 10	1,926.79
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LOT 11	1,926.79
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LOT 12	1,926.79
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LOT 13	1,926.79
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LOT 1	1,926.79
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LOT 2	1,926.79
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LOT 6	1,926.79
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LOT 7	1,926.79
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LOT 8	1,926.79
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LOT 9	1,926.79
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LEGACY 3RD ADD	
LOT 10	1,926.79
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LEGACY 3RD ADD	
LOT 11	1,926.79
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LEGACY 3RD ADD	
LOT 12	1,926.79
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LEGACY 3RD ADD	
LOT 13	1,926.79
BLOCK 5	
LEGACY 3RD ADD	
LOT 14	1,926.79
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LOT 15	1,926.79
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LEGACY 3RD ADD	
LOT 16	1,926.79
BLOCK 5	
LEGACY 3RD ADD	

LOT 1	9,633.95
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LOT 2	9,633.95
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LOT 3	9,633.95
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LOT 4	9,633.95
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LOT 5	9,633.95
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LOT 6	9,633.95
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LEGACY 3RD ADD	
LOT 7	1,926.79
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LOT 8	1,926.79
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LEGACY 3RD ADD	
LOT 9	1,926.79
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LEGACY 3RD ADD	
LOT 10	1,926.79
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LEGACY 3RD ADD	
LOT 11	1,926.79
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LEGACY 3RD ADD	
LOT 12	1,926.79
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LOT 13	1,926.79
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LOT 14	1,926.79
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LEGACY 3RD ADD	
LOT 15	1,926.79
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LOT 16	1,926.79
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LEGACY 3RD ADD	
LOT 1	1,926.79
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LOT 2	1,926.79
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LOT 3	1,926.79
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LOT 4	1,926.79
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LOT 5	1,926.79
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LOT 7	1,926.79
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LOT 9	1,926.79
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LOT 10	1,926.79
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LOT 11	1,926.79
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LOT 12	1,926.79
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LOT 13	1,926.79
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LOT 14	9,633.95
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LOT 15	9,633.95
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LEGACY 3RD ADD	
LOT 16	9,633.95
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LOT 17	9,633.95
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LOT 18	9,633.95
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LOT 19	9,633.95
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LEGACY 3RD ADD	
LOT 20	9,633.95
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LEGACY 3RD ADD	
LOT 1	9,633.95
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LOT 2	9,633.95
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LOT 3	9,633.95
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LOT 5	9,633.95
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LEGACY 3RD ADD	
LOT 6	9,633.95
BLOCK 8	
LEGACY 3RD ADD	
LOT 7	9,633.95
BLOCK 8	
LEGACY 3RD ADD	
LOT 8	9,632.75
BLOCK 8	
LEGACY 3RD ADD	

SECTION 2. The amounts so levied and assessed as set forth in the foregoing Section 1 shall be due and payable from and after the date hereof at the Debt Management Section of the Finance Department. The owners of the properties will be given a period until 5:00 o'clock p.m. on **May 11, 2009**, during which the special assessments may be paid and the lien against the property for which the special assessment is paid shall thereupon be discharged and satisfied.

SECTION 3. That payment of said assessments may indefinitely be deferred against those property owners eligible for such deferral as provided in City of Wichita Ordinance No. 43-977.

SECTION 4. For any portion of the assessments which are not paid by the above specified date and time, general obligation bonds of the City, payable in installments over a period of not to exceed fifteen (15) years, will be issued as provided by K.S.A. 12-6a14 (c), and the principal amount of the unpaid assessments, together with interest on the unpaid principal balance thereof at a rate to be determined by the Governing Body (such rate not to exceed the maximum rate allowed by K.S.A. 10-1009, as amended) will be certified to the County Clerk of Sedgwick County, Kansas, for the aforesaid number of years, and will be levied against the property liable therefore in the same form and manner as, and will be collected at such time as is customary for, the levying and collecting of ad valorem property taxes, and the taxes so collected will be used for the purpose of paying the principal of and the interest on such general obligation bonds as they mature and become due. The first such levy shall be made for the year **2009**.

SECTION 5. This ordinance shall take effect and be in force as of and on **April 10, 2009** after its passage and publication once in the official city paper.

PASSED by the Governing Body of the City of Wichita, Kansas this **7<sup>th</sup> day of April 2009**.



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Carl Brewer, Mayor

ATTEST:

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Karen Sublett, City Clerk  
(seal)

APPROVED AS TO FORM:

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Gary Rebenstorf, Director of Law